

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.3919 OF 2005**

Chandrakant Suresh Gulage	...Applicant
VS.	
State of Maharashtra	...Respondent

Mr.Indrajeet Joshi for the Applicant
Ms M.M.Deshmukh,A.P.P. for State

**CORAM: A.S.OKA, J.
DATE : AUGUST 9,2005**

P.C.:

1. On 24th June 2005, on the basis of assurance of the Applicant given through his Advocate that the Applicant is ready and willing to pay the entire dues payable to Ichalkaranji Nagarparishad Nokaranchi Co-operative Society Ltd. within a period of one week, ad-interim relief was granted in favour of the Applicant. Ad-interim relief was extended on 4th July 2005. On 8th July 2005 it was brought to my notice that out Rs.1,25,000/- the Applicant has paid a only sum of Rs.35,000/-. On the basis of assurance given by the Applicant through his Advocate to deposit the balance amount within one month from that date, ad-interim relief was extended till 9th August 2005. On 5th August 2005 time was again granted to verify whether compliance was made by the Applicant.

2. The Advocate for the Applicant states that till today he has not received any instructions. The learned A.P.P.produced

for my perusal a letter dated 8th August 2005 issued by the Secretary of the said Credit Society to the Investigating Officer pointing out that a sum of Rs.94,375/- is due and payable by the Applicant as on 8th August 2005.

3. Thus, it is apparent that the applicant has not abided to the assurance given to this Court. The allegation against the Applicant is that he prepared forged documents by using forged stamps and has cheated the Credit Society. The allegation is that the Applicant has shown his salary as Rs.2064/-. The salary was in fact much less than the said amount. Considering the nature of the allegation against applicant, it cannot be said that custodial interrogation of the Applicant is not required. Hence, application is rejected.

JUDGE